IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 33733-M of 2006

DATE OF DECISION : 09.11.2006

Dr. Jagjit Singh Chauhan

.... PETITIONER

Versus

State of Punjab

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Ranjan Lakhanpal, Advocate,
for the petitioner.

Mr. N.S. Gill, AAG, Punjab.

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The petitioner, apprehending his arrest in a non-bailable offence in case FIR No. 84 dated 9.3.2006 under Sections 124A/153A/120-B IPC, registered at Police Station Nakodar, District Jalandhar, has filed this petition under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail.

On June 12, 2006, the interim anticipatory bail was granted to the petitioner subject to his joining investigation and subject to certain terms and conditions.

I have heard counsel for the parties.

The allegations against the petitioner are that on 4.2.2006, he held a conference of Shiromani Akali Dal (A) at Nakodar, in which he made provocating speech which constituted the offence of commission of sedition and creating hatred amongst communities.

Counsel for the petitioner contends that in terms of the aforesaid interim order dated June 12, 2006, the petitioner has joined investigation. This fact has not been disputed by the State Counsel.

After hearing counsel for the parties, without expressing any opinion on the merits of the case, the interim order dated June 12, 2006 is made absolute subject to the same terms and conditions and further subject to the conditions that he shall make himself available for interrogation by a

police officer as and when required, he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer, he shall not leave India without the previous permission of the court, he shall not repeat inflammatory speeches having lendency of creating public disorder or violence, he shall surrender his passport before his release. If any such speech is made, the State will be at liberty to seek cancellation of bail.

Disposed of.

November 09, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**